

FILED

JUN 12 2008 YM

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURT

DAVID E. SMITH))	COMPLAINT No. 8L.001657 CASE NO. 08 C 2413
PLAINTIFF))	HONORABLE JUDGE DOW
V)	ROOM 4306
PUBLISHERS CLEARING HOUSE))	STATUS HEARING 6/19/08 9:30 A.M.
<u>defendant (s)</u>)	

PLAINTIFF PRO Se

MEMORANDUM OF SUPPORT FOR PLAINTIFF's PRAYER TO DENIE P.C.H's ATTORNEYS MOTION
FOR SUMMARY JUDGMENT AND PLAINTIFF REQUEST MOTION FOR JUDGMENT AGIANST P.C.H.FOR
MONIES WHICH PUBLISHERS CLEARING HOUSE OWN CONTEST MANAGER AND STAFF GAVE EVIDENCE
IN WRITTING WHICH INDICATE THAT PLAINTIFF THAT ACCORDING TO P.C.H.'s four part test
SENT TO PLAINTIFF BY FIRST CLASS U.S. MAIL, AND PLAINTIFF PRESENT THIS COURT A COPY
OF A MEMO FROM DOROTHY,ADDEO RE: REQUEST FOR WINNER LOOK-UP BY INDEPENDENT AUDITORS
FOR ENTRY FROM GIVEAWAY No.525 HAS BEEN RECEIVED, AND THE WINNER OF \$3,500,000.00 HAS
BEEN IDENTIFIED AS WINNER OF \$3,500,000.00
DAVID E. SMITH
6546 South Stewart Avenue
CHICAGO, ILLINOIS 60621

1 introduction

PCH LAWYERS'S SMF 1. THEY DEFENDANT (s) SAID, PLAINTIFF ALLEGES THAT HE
WON P.C.H.SWEEPSTAKES IN 1997; NOW ACCORDING TO WEBSTER'S NEW STUDENTS
DICTIONARY THE WORD 'ELLEGE MEAN TO SPEAK POSITIVELY BUT WITH OUT
PROOF. PLAINTIFF GIVE FACTS ,THEY LIED.SEE COPY OF DEFENDANT (s) OF
MOTION FOR SUMMARY JUDGMENT.

DEFENDANT (s) SMF 2. I WILL TRY AN SET THE RECORD STRAIGHT,ON/or NOVEMBER 21,1997 PLAINTIFF DAVID E,SMITH WAS LISTED AS WINNER OF GIVEAWAY NO.375 FOR \$10,000,000,00 THIS TIME PLAINTIFF's NAME WAS PRINTED ON A STATE CERTIFICATION OF WINNERS WHICH WAS SIGN BY DOROTHY,ADDEO CONTEST DIRECTOR AND WITNESS BY WHEREOF : ELEONRA, McCormick Secretary PCH PDG-Core,World Headquarters Port Washington N.Y. 11050.

PUBLISHERS CLEARING HOUSE
101 Winner Circle
Port Washington New, York 11050
the above is PCH's address world wide.

6/12/08

DANIEL,DOYLE TREASURER AND BOARD MEMBER 101 WINNER CIRCLE,PORT WASHINGTON NY 11050 PUBLISHERS CLEARING HOUSE	*	*	*	DOROTHY ADDEO AND BOARD MEMBER contest administration manager PUBLISHERS CLEARING HOUSE
---	---	---	---	--

DATED APRIL 29,2008 CASE NO.082413 in the United States District Court of Illinois attys BEHINE PLAINTIFF's BACK MOVE PLAINTIFF's CASE No. 08-L-001657,WHICH WAS UNFAIR TO PLAINTIFF AND BRYAN CAVE LLP ,STEVEN R,SMITH , M.ANGELA BUENAVENTURA SAID PLAINTIFF ALSO VAGUELY ALLEGES (both words vaguely,allege can confuse people in their smf' 3.)PLAINTIFF DIDN'T USE VAGUELY/OR ALLEGE IN CONNECTION WITH PCH's SWEEPSTAKES FRAUD OF PLAINTIFF,SO THEIR MEDDLING INTO PLAINTIFF's and PCH's BUSINESS,BOILS DOWN TO A DOUBLE LIE: I.HAVE VIEWED THEIR COMPLETE LAW_SUIT AGAINST PLAINTIFF,IS BASED ON CONFUSEION AND LIES THEIR LEGAL ARGUMENT ,LEGAL Standard. THEREFORE PLAINTIFF REQUEST THE COURT TO DENIE THEIR MOTION FOR FOR SUMMARY JUDGMENT,

AND GRANT PLAINTIFF 's MOTION FOR Appointment of (14) filed in
COURT before the HONORABLE ROBERT M,DOW JUNE 2,2008

MOTION FOR APPOINTMENT OF COUNSEL
AND LEAVE FOR COUNSEL TO PREPEARE
PLAINTIFF 's case.

DAVID E,SMITH 6546 S,Stewart Ave Chgo,IL.
60621 .

COPY SENT BY U.S. MAIL TO ATTYS
BRYAN CAVE,STEVEN R SMITH
M. ANGELA Buenaventura
161 North Clark Street Suite 4300
Chgo Ill 60601

Case 1:08-cv-02413 Document 15 Filed 06/10/2008 Page 1 of 1

[Signature]

**UNITED STATES DISTRICT COURT
FOR THE Northern District of Illinois - CM/ECF LIVE, Ver 3.2.1
Eastern Division**

David E. Smith

Plaintiff,

v.

Case No.: 1:08-cv-02413

Honorable Robert M. Dow Jr.

Publishers Clearing House LLC

Defendant.

NOTIFICATION OF DOCKET ENTRY

This docket entry was made by the Clerk on Tuesday, June 10, 2008:

MINUTE entry before the Honorable Robert M. Dow, Jr: The Court has before it pro se Plaintiffs motion for appointment of counsel [14], filed on June 2, 2008. The Court notes that Plaintiff has not attached to the motion an application for leave to proceed in forma pauperis, nor does the docket sheet reflect that any such application previously has been filed in this proceeding. Because the Court cannot evaluate the motion without a completed application for leave to proceed in forma pauperis (which provides information on Plaintiff's financial status), the motion for appointment of counsel is denied without prejudice. Plaintiff is given until June 24, 2008, in which to file an amended motion for appointment of counsel, along with an application for leave to proceed in forma pauperis in this proceeding. The briefing schedule on Defendants motion for summary judgment entered on May 20, 2008, is suspended until further order of the Court. Mailed notice(tbk,)

ATTENTION: This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

For scheduled events, motion practices, recent opinions and other information, visit our web site at www.ilnd.uscourts.gov.